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LAHIVE&COCKFIELD

010/011

Application No.: 10/749770

Docket No.: MWS-097

**REMARKS**

Claims 1-17 and 19-38 are now pending, of which claims 1, 17 and 23 are independent. Applicant has amended claims 17, 23, 30, 36 and 38. Claims 18, 39 and 40 have been cancelled. No new matter has been added.

**Allowed Claims**

Applicant notes and thanks the Examiner for the indication of the allowance of claims 1-16 and 23-38. Applicants have made technical amendments to the form of allowed medium claims 23, 30, 36 and 38 but does not believe the amendments have changed the scope or substance of the amended claims and therefore believes claims 23-38 to still be in condition for allowance.

**Objected to Claims**

The Examiner indicated that claims 18-21 (which were previously indicated as being allowable along with rejected claims 17 and 22) were objected to as being dependent upon a rejected base claim but would be allowable if re-written in independent form. In order to speed the prosecution of this matter, Applicant has amended the underlying independent claim 17 to include the heat map limitation of now-cancelled claim 18 and believes claims 17 and 19-22 to now be in condition for allowance. The amending of claim 17 should not be interpreted as agreement of the Applicant with the Examiner's position regarding the former claim 17, and Applicant reserves the right to pursue claims similar in scope to the former claim 17 in a future Application.

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**CONCLUSION**

In view of the above, Applicant believes the pending application is in condition for allowance.

Applicant believes no fee is due with this statement. However, if a fee is due, please charge our Deposit Account No. 12-0080, under Order No. MWS-097 from which the undersigned is authorized to draw.

Dated: January 17, 2006

Respectfully submitted,

By John S. Curran  
John S. Curran  
Registration No.: 50,445  
LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, Massachusetts 02109  
(617) 227-7400  
(617) 742-4214 (Fax)  
Attorney/Agent For Applicant